IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.SASIDHARAN NAMBIAR

TUESDAY, THE 6TH FEBRUARY 2007 / 17TH MAGHA 1928

Tr.P(C).No. 109 of 2006()

OP.414/2006 of FAMILY COURT,ERNAKULAM
.....

: PETITIONER

V.E.SMITHA,AGED 24 YEARS,
D/O.EASAPPAN,
RESIDING AT VAYALI PARAMBIL HOUSE,
EAST VARIATIAK,KUNNAMANGALAM,
KOZHIKODE.

BY ADV. SRI.V.V.SURENDRAN
SRI.P.A.HARISH

RESPONDENTS:

M.V.ELIAS,S/O.VARGHESE,
RESIDING AT MANIYELIL HOUSE,
P.O.THURUTHI,KURUPPAMPADY,PERUMBAVOOR,
ERNAKULAM,NOW RESIDING AT SAI BUILDING,
NEAR OZHADI BUS STOP,MLA ROAD,
KUNNAMANGALAM,KOZHIKODE.

BY

THIS TRANSFER PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 06/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

Order on I.A. No.1518/06 in Tr.P(C) No.109/06

6.2.07 Dismissed Sd/- M.Sasidharan Nambiar
Judge

/true copy/

P.S. To Judge

M.Sasidharan Nambiar,J.

Tr.P(C).No.109 of 2006

Dated this the 6th day of February, 2007

O.R.D.E.R

Petitioner is the wife. Respondent is the husband. Respondent filed O.P.414/06 before the Family Court, Ernakulam for restitution of conjugal rights. Petitioner filed M.C.190/06 before Family Court, Kozhikode claiming maintenance. This petition is filed to transfer O.P.414/06 from Family Court, Ernakulam to Family Court, Kozhikode.

2. Notice sent to the respondent was returned unclaimed and service was declared sufficient. As the wife is residing at Kunnamangalam and the case filed by wife claiming maintenance is pending before Family Court, Kozhikode also considering the difficulties expressed by the wife, this petition is allowed. O.P.414/06 on the file of Family Court, Ernakulam is withdrawn and transferred to Family Court,Kozhikode for disposal in accordance with law.

M.Sasidharan Nambiar
Judge

tpl/-

M.SASIDHARAN NAMBIAR, J.

CRL.R.P.NO. /97

ORDER

MARCH,2006